

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)	Confirmation No.: 9753
Kenji ITOH et al.)	Group Art Unit: 1762
Serial No. 09/412,510)	Examiner: Marianne L Padgett
Filed: October 5, 1999)	
For: PROCESS FOR TREATING A SUBSTRATE WITH A PLASMA)	Date: September 22, 2006

SUBMISSION OF TERMINAL DISCLAIMER

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In further response to the Office Action dated May 30, 2006, and in supplement to the Amendment submitted on August 30, 2006, Applicants submit herewith a terminal disclaimer with respect to U.S. Application No. 09/438,581, filed on November 12, 1999. It is respectfully submitted that the present submission obviates the provisional rejection of claims 42 and 87-106 based on nonstatutory obviousness-type double patenting, as set forth on page 9 of the May 30, 2006, Office Action.

It is respectfully submitted that this application now is in condition for allowance. Prompt notification of the same is earnestly sought.

Respectfully submitted,

/John F. Guay, Reg.# 47248/
John F. Guay

NIXON PEABODY LLP
401 9th Street, NW, Suite 900
Washington, D.C. 20004-2128
(202) 585-8000